THE HON'BLE SRI JUSTICE V.V.S. RAO

C.R.P.M.P.No.1908 of 2007
IN
C.R.P.M.P.(SR) No.3657 of 2007
IN
CIVIL REVISION PETITION No.3902 of 2006

ORDER:

The petitioner is the plaintiff in O.S.No.1110 of 2003 on the file of the Court of the II Additional Senior Civil Judge, Ranga Reddy District. The said suit is for injunction in respect of property admeasuring Acs.32.18 guntas in different survey numbers situated at Kondapur Village. He filed I.A.No.2067 of 2003 under Order XXXIX Rules 1 and 2 of the Code of Civil Procedure, 1908 (CPC). The same was dismissed by the trial Court on 23.02.2004 and the petitioner was also unsuccessful before the appellate Court, as his C.M.A.No.108 of 2004 was dismissed on 10.04.2006. Aggrieved by the same, he filed C.R.P.No.3902 of 2006. This Court dismissed the Civil Revision Petition on the holding that both the Courts below rejected the *ad interim* injunction after considering the documents relevant for the purpose of the case.

In the review petition the same grounds are sought to be urged. Be that as it is, in support of the application for condonation of delay filed by the petitioner it is urged that though the Advocate clerk obtained the copy in October 2006 the same was not informed to him and as a result he was not aware of the result of the Civil Revision Petition. The reasoning cannot be accepted. When the case was entrusted to a Lawyer it was the duty of the petitioner to be in touch with the Advocate's Office to know the result. The same equally applies when the cases are disposed of and the copy of the orders of the Court are to be obtained.

Therefore, C.R.P.M.P.No.1908 of 2007 is dismissed.

It is brought to the notice of this Court that there are as many as nineteen suits pending in various Courts in the hierarchy pertaining to the several lands comprised in the survey numbers which is subject matter of O.S.No.1110 of 2003 out of which the present Civil Revision Petition arises. So as to avoid any conflict of decisions and also for better appreciation of controversy involved in all the suits it shall be better to dispose of the suits by the same Court. As and when the same are transferred to one Court it shall be open to that Court whether or not to club various suits or whether or not to club some of the suits into different groups depending on the relief prayed.

Therefore, in exercise of powers under Section 24(1)(b) of CPC

this Court directs that the following suits, being O.S.Nos.133 of 1992, O.S.Nos.4, 5 and 13 of 1998, O.S.No.127 of 1999, O.S.Nos.83 and 84 of 2001, O.S.No.87 of 2002, O.S.Nos.186 and 1110 of 2003, O.S.No.1062 of 2004, O.S.Nos.215, 219, 376, 1426, 1506 and 1645 of 2005, O.S.No.1583 of 2007 and O.S.No.343 of 2008, be withdrawn to this Court and be transferred to the Court of IV Additional District Judge (Fast Track Court), Ranga Reddy District. The said Court is requested to consider the clubbing of suits as indicated hereinabove. As large number of people are involved in respect of these suits, counter suits and cross suits, the learned Fast Track Judge (IV Additional District Judge), is also directed to dispose of all the suits within six months from the date of receipt of a copy of this order, excluding Court vacation period.

_____

(V.V.S.RAO, J)

26.02.2010

Note: Issue C.C in one week.

B/o.

vs